

000FORM PTO-1390 U.S. DEPARTMENT OF COMMERCE PATENT AND TRADEMARK OFFICE
REV. 2/01T**TRANSMITTAL LETTER TO THE UNITED STATES
DESIGNATED/ELECTED OFFICE (DO/EO/US)
CONCERNING A FILING UNDER 35 U.S.C. 371**CUSTOMER NO. 22,852
ATTORNEY'S DOCKET NUMBER

09471.0018

U.S. APPLICATION NO.
(If known, see 37 CFR 1.5)**107522234**

INTERNATIONAL APPLICATION NO.

PCT/FR2003/002384

INTERNATIONAL FILING DATE

July 28, 2003

PRIORITY DATE CLAIMED


July 26, 2002**TITLE OF INVENTION: MICROCAPSULES WITH MODIFIED RELEASE OF ACTIVE PRINCIPLES WITH
LOW SOLUBILITY FOR ORAL DELIVERY****APPLICANTS FOR DO/EO/US: 1) Florence GUIMBERTEAU, 2) Catherine CASTAN, 3) Rémi MEYRUEIX, and
4) Gérard SOULA**

Applicants herewith submit to the United States Designated/Elected Office (DO/EO/US) the following items and other information:

1. ☒ This is a **FIRST** submission of items concerning a filing under 35 U.S.C. 371.
2. ☐ This is a **SECOND** or **SUBSEQUENT** submission of items concerning a filing under 35 U.S.C. 371.
3. ☐ This is an express request to begin national examination procedures (35 U.S.C. 371(f)). The submission must include items (5), (6), (9) and (21) indicated below.
4. ☒ The US has been elected by the expiration of 19 months from the priority date (Article 31).
5. ☒ A copy of the International Application as filed (35 U.S.C. 371 (c)(2)).
 - a. ☐ is attached hereto (required only if not communicated by the International Bureau).
 - b. ☒ has been communicated by the International Bureau.
 - c. ☐ is not required, as the application was filed with the United States Receiving Office (RO/US).
6. ☒ An English language translation of the International Application as filed (35 U.S.C. 371 (c)(2)).
 - a. ☒ is attached hereto.
 - b. ☐ has been previously submitted under 35 U.S.C. 154 (d)(4).
7. ☒ Amendments to the claims of the International Application under PCT Article 19 (35 U.S.C. 371 (c)(3)).
 - a. ☐ are attached hereto (required only if not communicated by the International Bureau).
 - b. ☐ have been communicated by the International Bureau.
 - c. ☐ have not been made; however, the time limit for making such amendments has NOT expired.
 - d. ☒ have not been made and will not be made.
8. ☐ An English language translation of the amendments to the claims under PCT Article 19 (35 U.S.C. 371 (c)(3)).
9. ☐ An oath or declaration of the inventor(s) (35 U.S.C. 371 (c)(4)).
10. ☐ An English language translation of the annexes of the International Preliminary Examination Report under PCT Article 36 (35 U.S.C. 371 (c)(5)).

Items 11 to 20 below concern document(s) or information included:

11. ☒ Information Disclosure Statement under 37 CFR 1.97 and 1.98
12. ☐ An assignment document for recording. A separate cover sheet in compliance with 37 CFR 3.28 and 3.31 is included.
13. ☐ A **FIRST** preliminary amendment.
14. ☐ A **SECOND** or **SUBSEQUENT** preliminary amendment.
15. ☐ A Substitute specification.
16. ☐ A change of power of attorney and/or address letter.
17. ☐ A computer-readable form of the sequence listing in accordance with PCT Rule 13ter.2 and 35 U.S.C. 1.821-1.825.
18. ☐ A second copy of the published international application under 35 U.S.C. 154 (d)(4).
19. ☐ A second copy of the English language translation of the international application 35 U.S.C. 154 (d)(4).
20. ☒ Other items or information:
 - a. ☒ Copy of cover page of International Publication No. **WO 2004/010984 A2**
 - b. ☐ Copy of Notification of Missing Requirements.
 - c. ☒ Verification of Translation (1 sheet).

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|---|--------------|--|----------|--|-----------------|
| U.S. APPLICATION NO. (If known, see 37 CFR 1.5) 10/522234 | | INTERNATIONAL APPLICATION NO. PCT/FR2003/002384 | | ATTORNEY'S DOCKET NUMBER 09471.0018 | |
| 21. <input checked="" type="checkbox"/> The following fees are submitted: | | | | Applicant Use | Office Use Only |
| BASIC NATIONAL FEE (37 CFR 1.492 (a) (1) - (5)): | | | | \$300.00 | |
| National Stage Search Fee..... | | | | \$500.00 | |
| National Stage Examination Fee..... | | | | \$200.00 | |
| ENTER APPROPRIATE BASIC FEE AMOUNT = | | | | \$1000.00 | |
| <input type="checkbox"/> Additional fee for specification and drawings filed in paper over 100 sheets (excluding sequence listing or computer program listing filed in an electronic medium). The fee is \$250 for each additional 50 sheets of paper or fraction thereof. | | | | | |
| Total Sheets | Extra Sheets | Number of additional 50 or fraction thereof (rounded up to a whole number) | Rate | | |
| 30- 100 =0 | /50= | | x 250.00 | \$ | |
| Surcharge of \$130.00 for furnishing the oath or declaration later than months from the earliest claimed priority date (37 CFR 1.492 (e)). | | | | <input type="checkbox"/> 20 <input type="checkbox"/> 30 | \$ |
| CLAIMS | NUMBER FILED | NUMBER EXTRA | RATE | | |
| Total Claims | 14 | - 20 = | 0 | x \$50.00 | \$ |
| Independent Claims | 2 | - 3 = | 0 | x \$200.00 | \$ |
| <input checked="" type="checkbox"/> MULTIPLE DEPENDENT CLAIM(S) (if applicable) | | | | +\$360.00 | \$ 360.00 |
| TOTAL OF THE ABOVE CALCULATIONS = | | | | \$1360.00 | |
| <input type="checkbox"/> Applicant claims small entity status. See 37 CFR 1.27. The fees indicated above are reduced by 1/2. | | | | \$ | |
| SUBTOTAL = | | | | \$1360.00 | |
| Processing fee of \$130.00 for furnishing the English translation later than months from the earliest priority date (37 CFR 1.492(f)). | | | | <input type="checkbox"/> 20 <input type="checkbox"/> 30 | \$ |
| TOTAL NATIONAL FEE = | | | | \$1360.00 | |
| Fee for recording the enclosed assignment (37 CFR 1.21 (h)). The assignment must be accompanied by an appropriate cover sheet (37 CFR 3.28, 3.31). \$40.00 per property. | | | | + | \$ |
| TOTAL FEES ENCLOSED = | | | | \$ 1360.00 | |
| | | | | Amount to be refunded: | \$ |
| | | | | charged: | \$ |
| a. <input checked="" type="checkbox"/> A check in the amount of \$ <u>1360.00</u> to cover the above fees is enclosed. b. <input type="checkbox"/> Please charge my Deposit Account No. _____ in the amount of \$ _____ to cover the above fees. A duplicate copy of this sheet is enclosed. c. <input checked="" type="checkbox"/> The Commissioner is hereby authorized to charge any additional fees which may be required, or credit any overpayment to Deposit Account No. <u>06-0916</u> . A duplicate copy of this sheet is enclosed. d. <input type="checkbox"/> Fees are to be charged to a credit card. WARNING: Information on this form may become public. Credit card information should not be included on this form. Provide credit card information and authorization on PTO-2038. | | | | | |
| NOTE: Where an appropriate time limit under 37 CFR 1.494 or 1.495 has not been met, a petition to revive (37 CFR 1.137 (a) or (b)) must be filed and granted to restore the application to pending status. | | | | | |
| SEND ALL CORRESPONDENCE TO: | | | | | |
| Finnegan, Henderson, Farabow, Garrett & Dunner, L.L.P. | | | | | |
| 1300 I Street, N.W. | | | | | |
| Washington, D.C. 20005-3315 | | | | | |
| EFC/FPD/sci | | | | | |
| DATED: January 25, 2005 | | | | | |
| | | | |  SIGNATURE Ernest F. Chapman/25,961 NAME/REGISTRATION NO. | |

10/52223
DT01 PCT/PT 25 JAN 2005

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Application No. :

U.S. National Serial No. :

Filed :

PCT International Application No. : PCT/FR2003/002384

VERIFICATION OF A TRANSLATION

I, Charles Edward SITCH BA,

Deputy Managing Director of RWS Group Ltd UK Translation Division, of Europa House,
Marsham Way, Gerrards Cross, Buckinghamshire, England declare:

That the translator responsible for the attached translation is knowledgeable in the French language in which the below identified international application was filed, and that, to the best of RWS Group Ltd knowledge and belief, the English translation of the international application No. PCT/FR2003/002384 is a true and complete translation of the above identified international application as filed.

I hereby declare that all the statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of the patent application issued thereon.

Date: January 10, 2005

Signature : 

For and on behalf of RWS Group Ltd

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